

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK (Central Islip)**

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DIANE VOMARO,

Plaintiff,

vs.

PORTFOLIO RECOVERY ASSOCIATES,  
LLC and KRISTEN S. MANTYLA, ESQ.,

Defendants.

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Civil Action No. 14-cv-7244

**NOTICE OF REMOVAL OF  
CIVIL ACTION FROM STATE COURT**

**TO: THE HONORABLE JUDGES OF THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

Defendants, PORTFOLIO RECOVERY ASSOCIATES, LLC (hereinafter “PRA”) and  
KRISTEN S. MANTYLA, ESQ. (hereinafter “Mantyla”), by and through their undersigned  
attorney, respectfully represents as follows:

1. PRA and Mantyla are Defendants in the above entitled action..
2. On or about August 19, 2014, the above entitled action was commenced, by the filing of  
a Civil Action against Defendants in the District Court of the County of Suffolk, Second  
District Court, Lindenhurst Part, Index No. BAC 1345-14 (the “State Court Action”), and  
is now pending therein. *A true and correct copy of the Civil Complaint is attached and  
marked as **Exhibit A**.*
3. The State Court Action seeks, *inter alia*, the following relief: monetary and statutory  
damages for violation of the Fair Debt Collection Practices Act, 15 U.S.C. §1692 *et seq.*  
(*See Exhibit A*).

4. This Court has original jurisdiction over the above entitled action pursuant to 28 U.S.C. §1331, as it involves a federal question with regards to the alleged violations of the Fair Debt Collection Practices Act, 15 U.S.C. §1692 *et seq.* Thus, this action must therefore be removed to this Court pursuant to 28 U.S.C. §1441(a). Furthermore, this Court will have pendent jurisdiction over any other state claims that may be asserted by the Plaintiff.
5. This notice is timely filed with the Court within thirty (30) days after service of the Summons and Complaint on the removing parties in the above entitled action pursuant to 28 U.S.C. §1446(b) as the Complaint was served on November 14, 2014.
6. This removal is made without waiving any jurisdictional or other defenses including the defense of improper service.
7. Attached hereto as **Exhibit "B"** is a true copy of the Notice of Filing of Removal which was sent to all other parties on this date.
8. Attached are the following process, pleadings and orders served upon Defendant in this action which are known to me:
  - a. Plaintiff's Summons and Complaint – Exhibit "A".

WHEREFORE, Defendants Portfolio Recovery Associates, LLC and Kristen S. Mantyla, Esq. respectfully requests that the above entitled action be removed from the District Court of the County of Suffolk, Second District Court, Lindenhurst Part.

Respectfully submitted,  
**MAURICE & NEEDLEMAN, P.C.**

**/s/ Thomas R. Dominczyk**

Thomas R. Dominczyk, Esq.

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LLC and Kristen S. Mantyla, Esq.

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Date: December 11, 2014